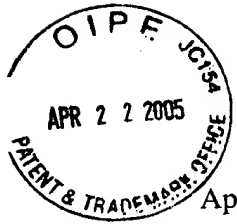


Express Mail No. EV 534 877 025 US



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of:	Yengoyan, et al.	Confirmation No.:	5304
Serial No.	09/728,723	Art Unit:	1753
Filed:	November 30, 2000	Examiner:	Noguerola, A. S.
For:	CAPILLARY ELECTROPHORESIS PROBES AND METHOD	Attorney Docket No.:	60825-5003 US

**REQUEST FOR RECONSIDERATION OF PATENT TERM ADJUSTMENT**  
**UNDER 37 C.F.R. § 1.705(b)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Applicants hereby request reconsideration of the Patent Term Adjustment of the above-identified U.S. Patent Application under 37 C.F.R. § 1.705(b). Under § 1.705(b) Applicants may request reconsideration of Patent Term Adjustment (PTA) on or before payment of the issue fee, if Applicants believe that the amount of PTA indicated on the Notice of Allowance (form PTOL-85 "Determination of Patent Term Adjustment under 35 U.S.C. § 154(b)") is in error.

In the instant application, the Form PTOL-85 indicates the PTA would be 561 days. Because Applicants believe that the correct number should be 530 days, Applicants hereby request reconsideration of the PTA accorded the above-identified patent application.

**Statement of Facts**

The Notice of Allowance (form PTOL-85), mailed January 24, 2005, stated that the Patent Term Adjustment (PTA) would be 561 days. Applicants have checked the file history of the instant application and have also reviewed the "Patent Term Adjustment History" on the Patent Application Information and Retrieval (PAIR) section of the U.S. PTO's web-site.

Applicants believe that the 1 month extension of time requested on November 8, 2004, which accompanied a Request for Continued Examination filed on the same day, has been overlooked by the Office in their calculation of PTA. Although such an oversight would, if corrected, result in a reduction of PTA accorded to Applicants, Applicants nevertheless bring it to the attention of the office. Applicants believe, therefore that the PTA should therefore be reduced by 31 days, to 530 days.

Applicants assert that the subject U.S. patent is not subject to a terminal disclaimer, and that Applicants did not fail to engage in reasonable efforts to conclude processing and examination of the application.

Under the provisions of 37 C.F.R. § 1.705(b), Applicants timely submit this request for reconsideration of PTA concurrently with payment of the issue fee.

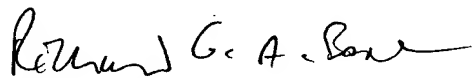
Fee Authorization

Applicants believe that the error in patent term adjustment was a result of PTO error, and, therefore, that no fee is owed with this request. Nevertheless, in compliance with 37 C.F.R. § 1.705(b)(1), Applicants hereby authorize payment of the fee of \$200.00, under 37 C.F.R. § 1.18(e). No other fee is believed due with this response. However, should the Commissioner determine otherwise, he is authorized to charge any additional fee(s) associated with this communication or to credit any overpayment to our deposit account number 50-0310 (order no. 60825-5003). A copy of this sheet is enclosed for such purpose.

Respectfully submitted,

April 22, 2005

Date



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